DETERMINATION OF RESIDENCY STATUS

STATUS OF STUDENTS REQUESTING ADMISSION	Must Admit as Resident	May Admit as Resident	May Admit for Extenuating Circumstances	May Admit Under "Choice"	May Require Power of Attorney	Must Admit if Meets McKinney Criteria	Charge Tuition
1. Custodial parent or legal guardian of minor ¹ lives in Utah:							
Student lives in district with custodial parent or legal guardian.	X						
b. Student lives in district and is in custody of or supervised by a state agency.	X						
c. Student lives in district and is supervised by an approved² child placement agency.	X						
d. Student lives with a responsible ³ adult - custodial parent or guardian lives elsewhere.		X	X	X	X		
e. Student is emancipated or married.	X						
f. Student is homeless, 4 no custodial parent or guardian in district.						X	
g. None of the above.			X	X	X		
2. Custodial parent or legal guardian of minor ¹ lives outside Utah:							
a. Student lives with person designated by the court or district ⁵ as legal guardian.	X						No, unless ordered by court
b. Student lives with noncustodial parent, grandparent, brother, sister, uncle, or aunt. 6		X			X		
c. Student is emancipated or married.	X						
d. Student is homeless. ⁴						X	
e. Student is supervised by a state agency under the Interstate Compact. ⁷							X ⁸
f. Student is a USOE approved ⁹ exchange student.		X					
g. None of the above.							X

- Students 18 years of age are adults and entitled to choose their own residence. Students may be required to conform to same rules as minors if they wish to attend the regular high school instead of the adult high school.
- Program must be licensed by the state and meet education support and coordination requirements (see Section 62A-2-108.1 and Section 62A-4a-606).
- A resident 21 years of age or older who is willing and able to provide reasonably adequate food, clothing, shelter, and supervision for the child [see Section 53A-2-202(1)].
- A child under 18 years of age who does not have a fixed, regular, and adequate residence (see R277-616-1C and Stewart B. McKinney Act, 42 USC 11432).
- District may only grant consent guardianships if permitted under local board policies (see Section 53A-2-202).
- This option is only available if permitted under local board policies [see Section 53A-2-201(2)(c)]. A legal contract between states which must be effectuated through state Human Services and an analogous agency in another state, see Section 62A-4a-701 et. seq.
- Student must be admitted to school; tuition must be paid unless the Utah state agency has assumed all financial responsibility for the student in which case the student is to be viewed as falling under category 1.b. [Sections 62A-2-108.1(2) and 62A-4a-606(2)].
- Program and student must satisfy requirements of Section 53A-2-206(3) and (4) and R277-615; otherwise student pays tuition.